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DATE: August 12, 2005

Matter No. 10313153

PTO IDENTIFIER: Application Number 10/062,179 - Conf. #1680

Patent Number

Inventor: Jens U. Quistgaard

MESSAGE TO: Examiner: F. J. Jaworski

Group Art Unit: 3737

FAX NUMBER: (571) 273-8300

FROM: FULBRIGHT &amp; JAWORSKI L.L.P.

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Attorney Dkt. #: 65744/P009CP1/10313153 08935

PAGES (Including Cover Sheet): 3

CONTENTS: Amendment attached.

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I hereby certify that this correspondence is being sent to Examiner F. J. Jaworski of the US Patent and Trademark Office, via facsimile no. 571-273-8300, on the date shown below.

Dated: 08/12/2005

Signature:

  
(Lisa de Cordova)Docket No.: 65744/P009CP1/10313153  
(PATENT)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Jens U. Quistgaard

Application No.: 10/062,179

Confirmation No.: 1680

Filed: February 1, 2002

Art Unit: 3737

For: MEDICAL DIAGNOSTIC ULTRASOUND  
INSTRUMENT WITH ECG MODULE,  
AUTHORIZATION MECHANISM AND  
METHODS OF USE

Examiner: F. J. Jaworski

**AMENDMENT UNDER 37 C.F.R. § 1.312 AFTER NOTICE OF  
ALLOWANCE AND BEFORE THE PAYMENT OF ISSUE FEE**

MS Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Prior to issuing the above-identified patent application, Applicant requests consideration of the following remarks pursuant to 37 C.F.R. § 1.312 as set forth below.

**REMARKS**

Applicant notes with appreciation that the present case stands allowed by Notice of Allowance mailed May 16, 2005. However, Applicant has discovered an apparent informality in the application file record wherein the Examiner omitted initialing four references upon Applicants' Form PTO-1449, properly submitted in an Information Disclosure Statement filed January 5, 2004. Specifically, the references listed upon

25565039.1

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Application No.: 10/062,179

Docket No.: 65744/P009CP1/10313153

Applicants' Form PTO-1449 under the heading "U.S. PATENT DOCUMENTS" have not been initialed by the Examiner nor has the notation "all considered" been provided by the Examiner as provided under M.P.E.P. § 609C(2).

As the Information disclosure statement filed January 5, 2004, was in full compliance with 37 C.F.R. §§ 1.97 and 1.98 and as there is no line drawn through the references as required by M.P.E.P. § 609C(1), it is presumed that the omission of the Examiner's initials next to these references to indicate their having been considered was inadvertent. Accordingly, Applicant respectfully requests that the present application's file record be amended as provided for under 37 C.F.R. § 1.312 to provide a clear record of which citations have been considered by the Office. Furthermore, Applicant attaches another copy of this Information Disclosure Statement and requests, to the extent the Examiner has not previously examined these references, that the references be considered prior to issuance of the application.

Applicant respectfully requests that the Examiner call the below listed attorney if the Examiner believes that such a discussion would be helpful in resolving any remaining problems. Applicant believes no fee is due with this response. However, if a fee is due, please charge Deposit Account No. 06-2380, under Order No. 65744/P009CP1/10313153 from which the undersigned is authorized to draw.

Dated:

Respectfully submitted,

By R. Ross Viguet  
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